

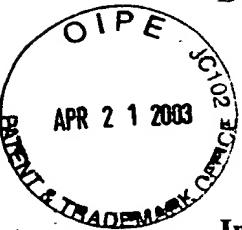
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APR 25 2003

PATENT  
TECH CENTER 1600/2900

DOCKET NO.: BMS-0307

04-23-03



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Evan C. Unger et al.

Application No.: 09/218,660

Filing Date: December 22, 1998

For: NOVEL TARGETED COMPOSITIONS FOR DIAGNOSTIC AND  
THERAPEUTIC USE

Confirmation No.: 2775

Group Art Unit: 1617

Examiner: Shahnam J. Sharareh

#34  
HHD  
6-24-03

EXPRESS MAIL LABEL NO: EV160093489US  
DATE OF DEPOSIT: April 21, 2003

EV160093489US

BOX AF  
Assistant Commissioner for Patents  
Washington DC 20231

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF APPEALS

Applicant hereby appeals to the Board of Appeals from the Decision of the Primary Examiner mailed November 20, 2002 finally rejecting claims 3, 10, 100, 102, 127, 194-200, 203, 210-228, 294-300, 303, 310-329, 331-337 and 347-356 of the above-identified patent application.

The item(s) checked below are appropriate:

1. STATUS OF APPLICANT

- Applicant(s) has previously claimed small entity status under 37 CFR §1.27.
- Applicant(s) by its/their undersigned attorney, claims small entity status under 37 CFR §1.27 as:
  - an Independent Inventor
  - a Small Business Concern

a Nonprofit Organization

## 2. EXTENSION OF TIME

The proceedings herein are for a patent application and the provisions of 37 CFR § 1.136 apply.

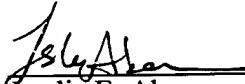
- Applicant petitions for an extension of time under 37 CFR 1.136 (fees: 37 CFR 1.17(a)(1)-(4)) for the total number of months checked below:

	SMALL ENTITY		NOT SMALL ENTITY	
	RATE	Fee	RATE	Fee
<input type="checkbox"/> ONE MONTH EXTENSION OF TIME	\$55	\$	\$110	\$00
<input checked="" type="checkbox"/> TWO MONTH EXTENSION OF TIME	\$205	\$	\$410	\$410.00
<input type="checkbox"/> THREE MONTH EXTENSION OF TIME	\$465	\$	\$930	\$00
<input type="checkbox"/> FOUR MONTH EXTENSION OF TIME	\$725	\$	\$1450	\$00
<input type="checkbox"/> FIVE MONTH EXTENSION OF TIME	\$985	\$	\$1970	\$00
<input type="checkbox"/> LESS ANY EXTENSION FEE ALREADY PAID	minus	(\$ )	minus	(\$00)
<input checked="" type="checkbox"/> NOTICE OF APPEAL	\$160	\$	\$320	\$320.00
TOTAL FEE DUE		\$0		\$730.00

## 3. FEE PAYMENT

- A check in the amount of \$730.00 is attached. Please charge any deficiency or credit any overpayment to Deposit Account No. 23-3050.
- Please charge my Deposit Account No. 23-3050 in the amount of \$ \_\_\_\_\_.00. This sheet is attached in duplicate.
- The Commissioner is hereby requested to grant an extension of time for the appropriate length of time, should one be necessary, in connection with this filing or any future filing submitted to the U.S. Patent and Trademark Office in the above-identified application during the pendency of this application. The Commissioner is further authorized to charge any fees related to any such extension of time to Deposit Account No. 23-3050. This sheet is provided in duplicate.

Date: April 21, 2003

  
\_\_\_\_\_  
Leslie E. Aberman  
Attached Limited Recognition Under 37  
CFR § 10.9(b)

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